CLOUD IN AVIATOR'S SKY

pead Man's Patent May Rise to Mock Wright and Curtiss.

WIDOW'S CASE REOPENED

Associate Editor of Aero Club Periodical Scoffs at Idea of Impending Trouble.

will the unfulfilled visions and untried theories of a dead man, who never saw a flying machine in actual flight, nor even one fully constructed, upset the whole existing status of things in the flying machine world, was the odd question that dereloped yesterday from the decision in the tinited States Supreme Court handed down in Wasnington on Monday reopening the application of Hugo Mattulath for a patent on the specifications for a flying ma-

chine filed by him in 1900. The case was reopened in behalf of Meta Mattulath, the dead inventor's widow. The invention scemed to promise, it was said. to antedate the wing warping device employed in both the Wright and Curtiss machines for obtaining stability and control.

Hugo Mattulath was a strange man, said Hermann Behrens, his son-in-law yesterday. "He was a typical inventor-filled with visions and ideas. He was a Prussian, and came to this country years ago. He was always working at something new, and none of the family took much stock in his dreams. We did not think much of this flying machine of his until it was called to our attention by those who understood

more about such things than we do. "He had no doubt that it would go. and there are leading mathematicians in almost every college in the country that knew him and appreciated his mechanical genius. His flying machine is still a generation ahead of the times, according to these men. It was not built on any small scale-it was to be a huge machine, 80foot beam and 250 feet long. It would carry fifty pasengers, and he calculated that it would go from here to Chicago in

"It was a hydroplane, which we hear so much about these days, too and all that was more than twelve years ago. He filed his application in 1900 and died two years later, before any one ever made a successful flight in a heavier-than-air machine, and his own machine was not yet built-yet he foresaw clearly all that has lished since his death, and

For three years prior to filing his applieation for a patent Mattulath worked on his plan at the Catholic University at Washington. He did not believe in models, Mr. Behrens said, but submitted his ideas in the form of drawings and applications. It was because of this that the patent was eriginally refused, on the ground that the ratent was inoperative and too general. His idea was not to waste money and time on small models, but to go immediately to work on the practical machine itself as

The significance of the court decision was not taken so seriously by Henry Wood-house, associate editor of "The Aero Club of America Bulletin. "I think it is a false alarm." Mr. Wood-

soon as his ideas were protected.

house said yesterday. "It often happens that old patents are unearthed which seemed to antedate subsequent patents. but which upon investigation are found not to do so. This has happened with the Wright machines before. Previous patents have been brought forward, which were declared to use the Wright method of warp ing the wings, but usually they have been found to be intended merely to control the direction of the flight and were not effective in maintaining stability. I do not know about the present case in particular, do not think the Wright ideas wil be found to be involved."

FRIGATE SANTEE SINKING

Veteran of Old Navy, with Bottom Rotted Drops Twelve Feet.

Annapolis, Md., April 2.-The Santee, the famous old Civil War frigate, which for many years has been used as a place of confinement for refractory midshipmen, began to sink this morning while tied up at the Naval Academy wharf, and to-night had sunk more than twelve feet. Apparently her bottom has rotted away and probably she will have to be destroyed. The Santee, one of the wooden veterans of the old navy, figured in one of the first maritime exploits of the war. Commanded by Lleutenant Joueth, she stole into Gal-

veston Harbor under cover of darkness and mak the Confederate blockade runner Royal Yacht. She had been stationed at Annapolis since the Naval Academy was moved back from Newport, R. I., in 1865.

ARMY AND NAVY ORDERS. (From The Tribune Bureau)

Washington, April 2. ORDERS ISSUED .- The following orders have been issued: ARMY

Colonel HENRY O. S. HEISTAND, adjutant general, assigned to station in Washington, Lieutenant Colonel JOHN H. GARDNER, cavalry, to Omaha for examination.
Lieutenant Colonel HENRY J. GOLDMAN, cavalry, to home, preparatory to retirement.
Lieutenant Colonel GEORGE F. LANDERS, coast artillery detailed in adjutant general's department, April 1, vice Lieutenant Colonel IRAA A HAYNEN adjutant general's department, April 1, vice Major ARCHIBALD CAMPEELL, adjutant general.

Major GEORGE T. PATTERSON, coast artillery, detailed in adjutant general's department, April 1, vice Major ARCHIBALD CAMPEELL, adjutant general.

Pirst Lieutenant ARTHUR T. DALITON, 20th Infantry, from Army and Navy General Hospital. Hot Springs, to Jefferson Barracks, itune to Boston for temporary duty as assistant recruiting officer.

First Lieutenant LEVI G. BROWN, 13th Cavalry, detailed as professor of military science, Agricultural and Mechanical College of Texas, college station, July 1.

Leaves of absence: Lieutenant Colonel HENRY J. GOLDMAN cavalry, to June 5: Major AMUEL, M. WATERHOUNE, medical corps, three menths and seven days from April 8.

Castain Linvooln F. KILBOURNE, 26th Infantry, from relief from Columbus Barracks to May 1, Captain CHARLES B. CLARK, commissary, four months; First Lieutenant ROBERT M. DANFORD, 5th Fleid Artillery, three months from June 29; Second Lieutenant HENRY H. ARNOLD, 26th Infantry, fifteen days on completion of examination.

NAVY. NAVY.

Rear Admiral R. F. NICHOLSON, command

Rear Admiral R. F. NICHOLSON, command China squadron.

Taked Assistant Surgeon G. S. *HATHAWAY, naval hospital, Boston.

Taked Assistant Surgeon B. H. DORSEY, delached uaval hospital, Boston; Camp Elliot, Canal Zone.

Assistant Surgeon J. G. ZIEGLER, detached Camp Elliot, home, await orders.

**P. Director REAH FRAZER, detached navy 18rd, New York; navy pay office, New York; general inspector by J. LITTLE, detached naval pay office, New York; general inspector pay corps.

**Ajmaster U. B. IZRD, detached general inspector; pay corrs, await orders.

**Injunater JONATHAN BROOKS, detached assistant inspector provisions and clothing depor; paymaster of yard, navy yard, New Battant in FRANK LEPPERT, detached the

bestswain FRANK LEPPERT, detached the Maine; the Uncas.
Bestswain E. W. HILL, detached the Denver; er ARTHUR ROGIER, placed on retired Paymaster's Clerk G. W. MASTERSON, ap-pointment revoked.

MOVEMENTS OF WARSHIPS .- The folowing movements of vessels have been reported to the Navy Department: ARRIVED.

March 31.—The Leonidas, at Portsmouth, N. M.: the Wheeling, at Guantanamo; the Rivingham, at Annapolis. April 1.—The Nerro, at San Diego; the Wis-conem, at Philadelphia. April 2.—The California, the Colorado and the South Dakola, at Guam. SAILED.

SAILED.

The Connecticut, the Fiorida, the Delaware, the Michigan, the North Dakota, the Utah, the Louisiana, the Kankar, the New Hampshire, the South Carolina, the Georgia, the Nebraska, the New Seiger, the Rhode Island, the Virginia, the Minnesota, the Mississippi, the Missouri, the Ohite, the North Carolina, the Birmugham, the Kalem, the Celtic, the Lehmon, the Patapaco, the Patuxant, the Sur Francisco, the Solace and the Yank-Lebanda, the Salem, the Celtic, the which took place in the last week in the francisco, the Patuxent, the Salem and the Yank-ion, them Hampton Roads for Southern lives. Aside from that fact, all the indirect the Salem of the Salem and State and Sta

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April 2—The California, the Colorado and the South Dakota, from Guam for Olongapo.

Commander in chief, Asiatic fleet, shifted his flag from the Rainbow to the Saratoga.

China squadron, Asiatic fleet, organization consisting of the Rainbow (flagship), the Callao, the El Cano, the Helens, the Monterey, the Piscataqua, the Quiros, the Samar, the Villa Lobos and the Wilmington.

HELD FOR MISUSE OF MAILS

Mining Promoter Sent Stock by

Express, It Came Back by Post. Lucius P. Wilson, a gray haired man of sixty, who said he lived at No. 445 West yesterday before Alexander Gilchrist, GLASGOW-ST. ENOCH HOTEL (For Western Highlands)
United States Commissioner, charged with having used the mails to defrend to having used the mails to defraud in a in \$2,500 bail for examination on Friday.

From an office at No. 24 Stone street, which he took several weeks ago, Wilson FRANCE, BELGIUM AND HOLLAND. sent out C. O. D. packages through express companies to a large number of peo-Each package contained a certificate for five shares of stock in the Dominion Porcupine Mines, Ltd., par value \$1 a share, and a map of the mining property. Wilson devised this scheme because he could use express companies and avoid mailing the packages, thus thinking that he escaped Boulevard des Capucines and Place de

liability under the postal laws. Many of the consignees returned the unopened, and, as is usually done by the express companies in the case of very small packages, they were mailed back to Wilson. In this way he got into conflict with the postal authorities.

FEWER DEATHS LAST WEEK

Number 286 Less than Corresponding Week Last Year.

There were 1,617 deaths, with a rate per thousand of 16.31 last week, as against 1,833 deaths and a death rate of 19.19 for the corresponding week in 1911, according to the Department of Health weekly death rate bulletin issued yesterday. There were, therefore, 286 fewer deaths last week by

comparison with the year before.

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Midland Hetel The Maine relieved the Lancaster as receiving DERBY Midland Hetcl ship at Philadelphia. W. Towle, Manager, Midland Hairray Hoters and Refreshment Rooms, etc. Chief Office-Midland Grand Hotel, London.

Tariffs of the Hotsic and full particulars as to routes may be had at the European Offices of "The Tribune." at "Dance Inn House," 255 Strand (overlooking Aldwych and Kingsway), leaden.

HOTELS IN SCOTLAND. HOTELS IN SCOTLAND

used the mails to defraud in a to sell mining stock. He was held bail for examination on Friday.

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